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VERONICA GUTIERREZ, TIM FOX, ERIN WALKER
and WILLIAM SMITH, on behalf of themselves and
all others similarly situated,

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Attorneys for Defendants
WELLS FARGO BANK, N.A. and
WELLS FARGO & CO.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

VERONICA GUTIERREZ, TIM FOX,
ERIN WALKER and WILLIAM SMITH,
as individuals, and on behalf of all others
similarly situated,

Plaintiffs,

v.

WELLS FARGO & COMPANY; WELLS
FARGO BANK, N.A.; and DOES 1 through
125,

Defendants.

Civil Case No.: C-07-5923 WHA (JCSx)

CLASS ACTION

**STIPULATION AND [PROPOSED]
ORDER TO DISMISS DEFENDANT
WELLS FARGO & COMPANY**

Hon. William H. Alsup

Complaint filed: November 21, 2007

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1 WHEREAS, on November 21, 2007, the above-entitled action was initiated by the original
2 Plaintiffs against Defendants Wells Fargo & Company and Wells Fargo Bank, N.A.

3 IT IS HEREBY STIPULATED by and between the Parties to the action that, subject to the
4 Court's approval, Defendant Wells Fargo & Company be dismissed without prejudice.
5

6 DATED: July 1, 2008

COVINGTON & BURLING LLP

8 By: 
9

David M. Jolley
Attorneys for Defendants

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11 DATED: July 1, 2008

McCUNE & WRIGHT, LLP

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13 By: 
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Richard D. McCune
Attorneys for Plaintiffs

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17 IT IS SO ORDERED.

18
19 DATED: _____, 2008

Hon. William H. Alsup